

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

FERNANDO AVILA and ROSARIO REYES as  
Co-Administrators of the Estate of Manuel Avila,  
Plaintiffs,  
vs.  
CENTURY NATIONAL INSURANCE  
COMPANY,  
Defendant.

Case No. 2:09-cv-00682-RCJ-GWF

## **ORDER**

This matter is before the Court on Plaintiff's Motion to Lift Stay of Discovery and Set a Trial Date (#86), filed on October 22, 2012 and Defendant's Opposition to Plaintiff's Motion to Lift Stay and Set a Trial Date (#88), filed on November 1, 2012. The Court having reviewed the briefs in this matter and good cause appearing therefor;

**IT IS HEREBY ORDERED** that Motion to Lift Stay of Discovery and Set a Trial Date (#86) is **granted**, in part as follows:

1. The previously imposed stay of discovery in this matter is hereby lifted.
  2. The parties are directed to meet and confer regarding a proposed discovery plan and scheduling order to complete discovery in this matter in light of the Memorandum Decision by the Court of Appeals for the Ninth Circuit. *See Docket Entry No. 80.* If the parties are able to agree on a proposed stipulated discovery and scheduling order, they are to file it with the Court on or before November 9, 2012.

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3. A Discovery Status Conference will be conducted in this case before the undersigned Magistrate Judge on **Tuesday, November 13, 2012 at 9:30 A.M. in Courtroom 3A.** This hearing will be vacated if, prior to the hearing, the parties submit and the Court approves a stipulated discovery plan and scheduling order.

DATED this 2nd day of November, 2012.

*George Foley Jr.*  
GEORGE FOLEY, JR.  
United States Magistrate Judge